

ESTTA Tracking number: **ESTTA27093**

Filing date: **03/01/2005**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92032341
Party	Defendant MICHEL FARAH ,
Correspondence Address	David M. Rogero David M. Rogero, P.A. 2600 Douglas Road, Suite 600 Coral Gables, FL 33134 UNITED STATES dmrogero@dmrpa.com
Submission	Third Motion for Enlargement of Testimony Period
Filer's Name	David M. Rogero
Filer's e-mail	dmrogero@dmrpa.com
Signature	/s/David M. Rogero/
Date	03/01/2005
Attachments	Third Motion enlargement testimony period 030105.pdf (2 pages)

UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

PRAMIL S.R.L. (ESAPHARMA),)	Cancellation No. 32,341
)	Registration No. 2,447,970
Petitioner,)	Mark: OMIC PLUS
)	
v.)	
)	
MICHEL FARAH,)	
)	
Registrant.)	
_____)	

REGISTRANT'S THIRD MOTION FOR
ENLARGEMENT OF TESTIMONY PERIOD

Registrant, Michel Farah respectfully moves pursuant to 37 C.F.R. §2.116 and Rule 6, Federal Rules of Civil Procedure, for an additional forty-five-day enlargement of Registrant's testimony period. Pursuant to the schedule announced by this Board on June 30, 2004, Registrant's testimony period was set for the thirty day period ending November 28, 2004 (this date fell on a Sunday). Registrant has previously moved for enlargements, to extend his testimony period through February 28, 2005. Registrant and his undersigned attorney have been unable to prepare, schedule and present Registrant's testimony and evidence during that time. At present, efforts are underway to schedule the Registrant's testimony during the month of March 2005, in conjunction with the discovery deposition of Mr. Farah in a federal court proceeding involving related parties and the same attorneys. Accordingly, Registrant respectfully requests an additional 45 days, to extend Registrant's testimony period through April 14, 2005.

Respectfully submitted,

/s/David M. Rogero/
David M. Rogero
Fla. Bar No. 212172
David M. Rogero, P.A.
2600 Douglas Road, Suite 600
Coral Gables, FL 33134
Telephone: (305) 441-0200
Fax: (305) 460-4099

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Stipulation for Substitution of Counsel was sent by first class mail with proper postage affixed, the 1st day of March, 2005, to the following counsel for petitioner:

Donald L. Dennison
Dennison, Schultz, Dougherty
1727 King Street, Suite 105
Alexandria, VA 22314

/s/David M. Rogero/